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13 **UNITED STATES DISTRICT COURT**

14 **DISTRICT OF NEVADA**

15 VALENCIA MANAGEMENT LLC, SERIES 5,
16 a Nevada Limited Liability Company,

17 Case No.: 2:14-cv-00265-RFB-EJY

18 Plaintiff,

19 v.

20 JOSE MENDOZA, individually; BANK OF
21 AMERICA, N.A., SUCCESSOR BY MERGER
22 TO BAC HOME LOANS SERVICING LP;
23 DOES I through X; and ROE CORPORATIONS
24 I through X,

25 Defendants.

26 **STIPULATION AND ORDER FOR
27 DISMISSAL WITH PREJUDICE**

28 Plaintiff Valencia Management LLC, Series 5 (**Plaintiff**) and Defendant Bank of America,
1 Plaintiff Valencia Management LLC, Series 5 (**Plaintiff**) and Defendant Bank of America,
2 N.A., successor by merger to BAC Home Loans Servicing LP (**Bank of America**) (collectively the
3 **Parties**)¹ hereby stipulate and agree as follows:

4 1. Plaintiff filed a Complaint on February 20, 2014, asserting a cause of action for quiet
5 title/declaratory relief against Bank of America, among other defendants.

6 2. The Parties have reached a confidential settlement resolving all of the claims in the
7 litigation.

8 _____
9 ¹ Defendant Jose Mendoza and cross-defendant Nevada Association Services, Inc. have not filed
10 appearances in this case, and thus their signatures are not required pursuant to Fed. R. Civ. P.
11 41(a)(1)(A)(ii). Cross-defendant Falcon Ridge at Lone Mountain Homeowners Association's (the
12 HOA) motion for summary judgment was granted on March 7, 2022, and the HOA is no longer a
13 party to this case.

1 3. All claims asserted by Plaintiff against Bank of America shall be dismissed
 2 **with prejudice.**

3 4. All claims asserted by Bank of America against Plaintiff shall be dismissed
 4 **with prejudice.**

5 5. All claims asserted by Bank of America against Nevada Association Services, Inc. shall
 6 be dismissed **without prejudice.**

7 6. Each party shall bear its own attorneys' fees and costs incurred in this litigation and
 8 settlement.

9 DATED this 4th day of April, 2023.

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| <p>/s/ <i>Lilith V. Xara</i> SCOTT R. LACHMAN, ESQ. Nevada Bar No. 12016 LILITH V. XARA ESQ. Nevada Bar No. 13138 1635 Village Center Circle, Suite 200 Las Vegas, Nevada 89134</p> <p><i>Attorneys for Bank of America, N.A.</i></p> | <p>/s/ <i>Aimee C. Newberry</i> AIMEE CLARK NEWBERRY, ESQ. Nevada Bar No. 11084 410 S. Rampart Boulevard, Suite 390 Las Vegas, Nevada 89145</p> <p><i>Attorney for Plaintiff</i></p> |

17 **ORDER**

18 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED** that Plaintiff Valencia
 19 Management, LLC Series 5's claims against Bank of America are dismissed with prejudice, and Bank
 20 of America's counterclaims against Plaintiff Valencia Management, LLC Series 5 are dismissed with
 21 prejudice, each party to bear their own attorney's fees and expenses. This order is a final judgment
 22 disposing of all claims asserted in this litigation.

23 **IT IS SO ORDERED.**

24 RICHARD F. BOULWARE, II
 25 UNITED STATES DISTRICT JUDGE

26 DATED this 5th day of April, 2023.